

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

STATE OF WASHINGTON, et al.

Plaintiffs,

v.

UNITED STATES DEPARTMENT OF
STATE, et al.,

Defendants.

NO. 2:18-cv-01115-RSL

DECLARATION OF JENNIFER D.
WILLIAMS IN SUPPORT OF PLAINTIFF
STATES' MOTION FOR SUMMARY
JUDGEMENT

I, Jennifer D. Williams, declare as follows:

1. I am over the age of 18 and have personal knowledge of all the facts stated herein.

2. I am a Paralegal with the Washington State Attorney General's Office, which represents the State of Washington in this matter.

3. I was responsible for coordinating a review by attorneys in our office of the Federal Defendants' Supplemental Filing of Materials (Dkt. # 158) ("Supplemental Record"). I also reviewed parts of the record. We used document review software and a tagging system to analyze the record, and applied search terms to identify potentially relevant documents.

4. Based on the results of our review, the Supplemental Record comprises the

1 following documents, which are labeled with Bates numbers DOSWASHINGTONSUP00001–
2 4933:

- 3 1) Settlement Agreement in the matter of *Defense Distributed, et al. v. U.S.*
4 *Dep't of State, et al.*, Case No. 15-cv-372-RP (W.D. Tex.)
(DOSWASHINGTONSUP00001–00008);
- 5 2) A copy of the Directorate of Defense Trade Controls website,
6 www.pmddtc.state.gov, including its “Temporary Modification of
7 Category I of the United States Munitions List dated July 27, 2018
(DOSWASHINGTONSUP00009–00021);
- 8 3) A letter from the Acting Deputy Assistant Secretary for the Directorate of
9 Defense Trade Controls to Cody R. Wilson, Defense Distributed, and
Second Amendment Foundation, Inc. dated July 27, 2018
(DOSWASHINGTONSUP00022–00023);
- 10 4) Memorandum of Points and Authorities in Support of Plaintiffs’ Motion
11 for Preliminary Injunction and Appendix thereto in the matter of *Defense*
12 *Distributed, et al. v. U.S. Dep’t of State, et al.*, Case No. 15-cv-372-RP
(W.D. Tex.) (DOSWASHINGTONSUP00024–00396);
- 13 5) Defendants’ Opposition to Plaintiffs’ Motion for a Preliminary Injunction
14 in the matter of *Defense Distributed, et al. v. U.S. Dep’t of State, et al.*,
Case No. 15-cv-372-RP (W.D. Tex.) (DOSWASHINGTONSUP00397–
00437);
- 15 6) Declaration of Lisa V. Aguirre and exhibits thereto in the matter of
16 *Defense Distributed, et al. v. U.S. Dep’t of State, et al.*, Case No. 15-cv-
372-RP (W.D. Tex.) (DOSWASHINGTONSUP00438–00507);
- 17 7) Memorandum of Points and Authorities in Reply to Defendants’
18 Opposition to Plaintiffs’ Motion for Preliminary Injunction and exhibits
19 thereto in the matter of *Defense Distributed, et al. v. U.S. Dep’t of State, et*
al., Case No. 15-cv-372-RP (W.D. Tex.)
(DOSWASHINGTONSUP00508–00540);
- 20 8) Order denying motion for a preliminary injunction in the matter of
21 *Defense Distributed, et al. v. U.S. Dep’t of State, et al.*, Case No. 15-cv-
372-RP (W.D. Tex.) (DOSWASHINGTONSUP00541–00565);
- 22 9) Letter from Directorate of Defense Trade Controls regarding commodity
23 jurisdiction determinations for ten items dated June 4, 2015
(DOSWASHINGTONSUP00566–00567);

- 10) Letter from Directorate of Defense Trade Controls regarding commodity jurisdiction determinations for four items dated April 13, 2015 (DOSWASHINGTONSUP00568–00569);
- 11) Brief for the Appellants and Addendum thereto, Appellants’ Record Excerpts, and letters from Fifth Circuit Clerk in the matter of *Defense Distributed, et al. v. U.S. Dep’t of State, et al.*, Case No. 15-50759 (5th Cir.) (DOSWASHINGTONSUP00570–00792);
- 12) *Amici curiae* briefs in support of Plaintiffs–Appellants and letters from Fifth Circuit Clerk in the matter of *Defense Distributed, et al. v. U.S. Dep’t of State, et al.*, Case No. 15-50759 (5th Cir.) (DOSWASHINGTONSUP00793–00986);
- 13) Brief for Federal Appellees and Addendum thereto, and letter from the Fifth Circuit Clerk in the matter of *Defense Distributed, et al. v. U.S. Dep’t of State, et al.*, Case No. 15-50759 (5th Cir.) (DOSWASHINGTONSUP00987–01050);
- 14) *Amicus curiae* brief in support of Defendants–Appellees and letter from Fifth Circuit Clerk in the matter of *Defense Distributed, et al. v. U.S. Dep’t of State, et al.*, Case No. 15-50759 (5th Cir.) (DOSWASHINGTONSUP01051–01099);
- 15) Reply Brief for the Appellants and letter from Fifth Circuit Clerk in the matter of *Defense Distributed, et al. v. U.S. Dep’t of State, et al.*, Case No. 15-50759 (5th Cir.) (DOSWASHINGTONSUP01100–01152);
- 16) Opinion and dissent in the matter of *Defense Distributed, et al. v. U.S. Dep’t of State, et al.*, Case No. 15-50759 (5th Cir.) (DOSWASHINGTONSUP01153–01194);
- 17) Appellants’ Petition for Rehearing En Banc and Appendix thereto in the matter of *Defense Distributed, et al. v. U.S. Dep’t of State, et al.*, Case No. 15-50759 (5th Cir.) (DOSWASHINGTONSUP01195–01268);
- 18) Opposition to Petition for Rehearing En Banc in the matter of *Defense Distributed, et al. v. U.S. Dep’t of State, et al.*, Case No. 15-50759 (5th Cir.) (DOSWASHINGTONSUP01269–01292);
- 19) Order denying petition for rehearing en banc and dissent in the matter of *Defense Distributed, et al. v. U.S. Dep’t of State, et al.*, Case No. 15-50759 (5th Cir.) (DOSWASHINGTONSUP01293–01298);
- 20) Petition for a Writ of Certiorari and Appendices thereto in the matter of *Defense Distributed, et al. v. U.S. Dep’t of State, et al.*, Case No. 17-190

(U.S.) (DOSWASHINGTONSUP01299-01466);

- 21) Brief for the Respondents in Opposition in the matter of *Defense Distributed, et al. v. U.S. Dep't of State, et al.*, Case No. 17-190 (U.S.) (DOSWASHINGTONSUP01467-01494);
- 22) Department of State proposed rule published in Federal Register May 24, 2018 (DOSWASHINGTONSUP01495-01502);
- 23) Department of Commerce proposed rule published in Federal Register May 24, 2018 (DOSWASHINGTONSUP01503-01532);
- 24) Defendants' Motion to Dismiss Second Amended Complaint and Exhibit A thereto in the matter of *Defense Distributed, et al. v. U.S. Dep't of State, et al.*, Case No. 15-cv-372-RP (W.D. Tex.) (DOSWASHINGTONSUP01533-01565);
- 25) Approximately 3191 comments on the May 24, 2018 Department of State proposed rule (DOSWASHINGTONSUP01566-04933). Our office conducted searches on this Bates range for the terms "3D" or "3-D," which returned a total of 386 hits. Each of these documents is a comment that opposes the proposed rule.

I declare under penalty of perjury that the foregoing is true and correct.

DATED this 15th day of February, 2019.



JENNIFER D. WILLIAMS